

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Re: Application of: Werner KNEBEL et al.
Serial No.: 10/537,335
Filed: June 2, 2005
For: SCANNING MICROSCOPE COMPRISING A CONFOCAL
SLIT SCANNER FOR REPRODUCING AN OBJECT

Mail Stop: PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

October 13, 2005

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Sir:

In response to the Notification of Missing Requirements, dated September 27, 2005, a copy of which is enclosed, please find an executed Declaration/Power of Attorney form signed by the inventors, and a check in the amount of \$130.00 covering the filing surcharge.

If any additional fees are deemed to be due at this time, the Assistant Commissioner is authorized to charge payment of the same to Deposit Account No. 50-0552.

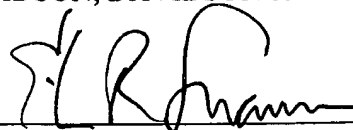
10/20/2005 MKAYPAGH 00000108 10537335

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Respectfully submitted,

DAVIDSON, DAVIDSON & KAPPEL, LLC

By 

Erik R. Swanson, Reg. No. 40,833

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Mail Stop: PCT
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

In re application of: **Werner KNEBEL et al.**
 Serial No.: 10/537,335
 Filed: 06/02/2005
 For: **SCANNING MICROSCOPE COMPRISING A CONFOCAL SLIT SCANNER FOR REPRODUCING AN OBJECT**

Sir:

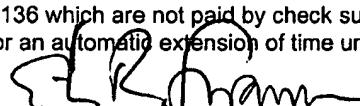
Transmitted herewith is a **Response to Notification of Missing Requirements (NMR) (1 page), Copy of NMR (2 pages), Copy of Executed Declaration and Power of Attorney (2 pages)**, in the above-identified application.

- ☐ Small entity status under 37 C.F.R. 1.9 and 1.27 has been previously established.
☐ Applicants assert small entity status under 37 C.F.R. 1.9 and 1.27.
☐ No fee for additional claims is required.
☐ A filing fee for additional claims calculated as shown below, is required:

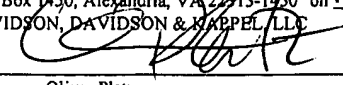
(Col. 1)		(Col. 2)		SMALL ENTITY		OR	LARGE ENTITY	
FOR:	REMAINING	HIGHEST		RATE	FEE		RATE	FEE
	AFTER	PREVIOUSLY	PRESENT					
	AMENDMENT	PAID FOR	EXTRA					
TOTAL CLAIMS	MINUS 27	=	0	x \$ 25	\$		x \$ 50	\$
INDEP. CLAIMS	MINUS 3	=	0	x \$100	\$		x \$200	\$
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+	\$180	\$	+	\$360
				TOTAL: \$		OR	TOTAL: \$	

- * If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.
 ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
 *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

- ☐ Also transmitted herewith are:
☐ Petition for extension under 37 C.F.R. 1.136
☐ Other:
- ☒ Check(s) in the amount of **\$130** is/are attached to cover:
☐ Filing fee for additional claims under 37 C.F.R. 1.16
☐ Petition fee for extension under 37 C.F.R. 1.136
☒ Other: **Declaration surcharge as set forth under 37 CFR 1.16 (f)**
- ☒ The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.
- ☒ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.
- ☒ Any patent application processing fees under 37 C.F.R. 1.17.
- ☒ Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.


 Erik R. Swanson, Reg. No. 40,833
 DAVIDSON, DAVIDSON & KAPPEL, LLC
 485 Seventh Avenue, 14th Floor
 New York, New York 10018
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 Fax: (212) 736-2427

I hereby certify that the documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" with sufficient postage in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on 10/14/05.
 DAVIDSON, DAVIDSON & KAPPEL, LLC

BY: 
 Oliver Platz

ETRS



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1430
Alexandria, Virginia 22313-1430
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/537,335	Werner Knebel	5033.1012

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RECEIVED

SEP 29 2005

DAVIDSON, DAVIDSON & KAPPEL

INTERNATIONAL APPLICATION NO.	
PCT/DE03/03163	
I.A. FILING DATE	PRIORITY DATE
09/23/2003	12/05/2002

CONFIRMATION NO. 3451

371 FORMALITIES LETTER



OC000000017104325

Date Mailed: 09/27/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 06/02/2005
- English Translation of the IA filed on 06/02/2005
- Copy of the International Search Report filed on 06/02/2005
- Copy of IPE Report filed on 06/02/2005
- Information Disclosure Statements filed on 06/02/2005
- Oath or Declaration filed on 06/02/2005
- Request for Immediate Examination filed on 06/02/2005
- U.S. Basic National Fees filed on 06/02/2005
- Priority Documents filed on 06/02/2005

IPM @ 10/3/05

4/27/06 Missing Parts (Deadline)

11/27/05 Missing Parts (Due date)

11/20/05 Reminder

10/27/05 Reminder
EO/EO/US/OP

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/537,335	PCT/DE03/03163	5033.1012

FORM PCT/DO/EO/905 (371 Formalities Notice)